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PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/602,562-Conf. #8041
	Filing Date	June 24, 2003
	First Named Inventor	Michael N. ALEKSHUN
	Art Unit	1614
	Examiner Name	Not yet assigned.
Total Number of Pages in This Submission	Attorney Docket Number	PAZ-190

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard Request for Corrected Filing Receipt Copy of Application Data Sheet (6/24/03) Copy of original Filing Receipt Copy of Page 1 of Application As Filed Copy of Updated Filing Receipt Copy of Postcard Receipt Supplemental Application Data Sheet Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	LAHIVE & COCKFIELD, LLP Megan E. Williams - 43,270
Signature	
Date	June 24, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Filing Receipt Corrections, Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: June 24, 2004	Signature: (Megan E. Williams)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Filing Receipt Corrections, Office of Initial Patent Examination, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 24, 2004

Signature: _____

(Megan E. Williams)

Docket No.: PAZ-190
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael N. Alekshun, *et al.*

Application No.: 10/602,562

Confirmation No.: 8041

Filed: June 24, 2003

Art Unit: 1614

For: Methods for Preventing and Treating Microbial
Infections by Modulating Transcription Factors

Examiner: Not yet assigned.

REQUEST FOR CORRECTED FILING RECEIPT

Filing Receipt Corrections
Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that a corrected Filing Receipt be issued in the above-identified patent application. The Updated Filing Receipt mailed from the USPTO on January 15, 2004 a copy of which is attached hereto, has the following errors:

The "Domestic Priority data as claimed by applicant" is stated to be:

"This appln claims benefit of 60/391,345 06/24/2002
and claims benefit of 60/421,218 10/25/2002
and claims benefit of 60/429,142 11/26/2002
and claims benefit of 60/458,935 03/31/2003
and claims benefit of 60/423,319 11/01/2002
and claims benefit of 60/425,916 11/13/2002", which is incorrect.

The "Domestic Priority data as claimed by applicant" should be:

"This appln claims benefit of 60/391,345 06/24/2002
and claims benefit of 60/421,218 10/25/2002
and claims benefit of 60/429,142 11/26/2002
and claims benefit of 60/458,935 03/31/2003".

In support of this request, Applicants submit the following documents:

- Application Data Sheet filed with the original application on June 24, 2003. This verifies that the Domestic Priority Information as initially filed is 60/391,345 06/24/2002; 60/421,218 10/25/2002; 60/429,142 11/26/2002; and 60/458,935 03/31/2003.
- Official Filing Receipt mailed from the USPTO on October 9, 2003 which lists the Domestic Priority data as initially filed as being 60/391,345 06/24/2002; 60/421,218 10/25/2002; 60/429,142 11/26/2002; and 60/458,935 03/31/2003.
- Page 1 of the application as filed which contains, within the section entitled Related Applications, the four (4) applications to which this application claims priority (i.e., USSNs 60/391,345; 60/421,218; 60/429,142; and 60/458,935.). It further goes on to list the **related** applications to which no priority claim is made (i.e., USSNs 60/423,319, 60/425,916, 10/139,591, 09/316,504 and 09/801,563).
- Updated Filing Receipt mailed from the USPTO on January 15, 2004 which now contains provisional application numbers 60/423,319 and 60/425,916, listing them as "Domestic Priority Data" rather than as related applications only. This copy is submitted herewith with the changes requested noted thereon in red.

Applicants further request that the corrected Filing Receipt issued in the above-identified patent application reflect the correct number of drawings submitted by Applicants, i.e., 14. The Updated Filing Receipt mailed from the USPTO on January 15, 2004, a copy of which is attached hereto, lists the number of drawings submitted as 15. In support of this request, Applicants refer to the Postcard Receipt for the above-referenced patent application, date-stamped as received by the US Patent Office on June 24, 2003, a copy of which is enclosed herein, and which lists the number of Drawings filed as "14 sheets". Applicants further refer to the Application Data Sheet, mailed with the application filing on June 24, 2003, and the original Filing Receipt, mailed on October 09, 2003, both of which are attached hereto and which list the number of drawings filed as 14.

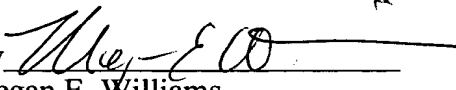
Finally, Applicants submit herewith a Supplemental Application Data Sheet which reflects the correct number of drawings originally filed and the Domestic Priority data claimed by Applicants, and which further provides up-dated information relating to the above-referenced patent application.

Applicants therefore respectfully request that the Official Filing Receipt be corrected to reflect the correct "Domestic Priority data as claimed by applicant" and the number of drawings filed as outlined above. Applicants additionally request that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Applicants believe no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. PAZ-190 from which the undersigned is authorized to draw.

Dated: June 24, 2004

Respectfully submitted,

By 
Megan E. Williams
Registration No.: 43,270
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Boston, Massachusetts 02109
(617) 227-7400
(617) 742-4214 (Fax)
Attorney For Applicants



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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/602,562	06/24/2003	1614	2446	PAZ-190	15	51	15

CONFIRMATION NO. 8041

UPDATED FILING RECEIPT



OC000000011691904

00959

LAHIVE & COCKFIELD, LLP.
 28 STATE STREET
 BOSTON, MA 02109

Date Mailed: 01/15/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Michael N. Alekshun, Wakefield, MA;
 Stuart B. Levy, Boston, MA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/391,345 06/24/2002 ✓
 and claims benefit of 60/421,218 10/25/2002 ✓
 and claims benefit of 60/429,142 11/26/2002 ✓
 and claims benefit of 60/458,935 03/31/2003 ✓
~~and claims benefit of 60/423,319 11/01/2002~~
~~and claims benefit of 60/425,916 11/13/2002~~

Foreign Applications

If Required, Foreign Filing License Granted: 10/08/2003

Projected Publication Date: 04/22/2004

Non-Publication Request: No

Early Publication Request: No

Title

ENTERED

RECEIVED LAHIVE & COCKFIELD DOCKET DEPT.
JAN 20 2004
RETRIEVED: 1/22 JCB
FORWARDED:

Methods for preventing and treating microbial infections by modulating transcription factors

Preliminary Class

514

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

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NOT GRANTED

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COPY

**Methods for Preventing and Treating Microbial Infections
by Modulating Transcription Factors**

Related Applications

This application ~~claims the benefit of~~ USSN 60/458,935, entitled "Methods for Preventing and Treating Microbial Infections by Modulating Transcription Factors," filed on March 31, 2003; USSN 60/429,142, entitled "Methods for Preventing and Treating Microbial Infections by Modulating Transcription Factors," filed on November 26, 2002; USSN 60/421,218, entitled "Methods for Preventing and Treating Microbial Infections by Modulating Transcription Factors," filed on October 25, 2002; and USSN 60/391,345, entitled "Methods of Preventing and Treating Bacterial Infections by Inhibiting Virulence Factors," filed June 24, 2002. This application is also related to USSN 60/423,319, entitled "Transcription Factor Modulating Compounds and Method of Use Thereof," filed on November 1, 2002 and USSN 60/425,916, "Transcription Factor Modulating Compounds and Method of Use Thereof" filed on November 13, 2002. This application ~~is also related to~~ USSN 10/139,591, entitled "Transcription Factor Modulating Compounds and Methods of Use Thereof," filed on May 6, 2002. This application is also related to USSN 09/316,504, entitled "MarA Family Helix-Turn-Helix Domains and Their Methods of Use," filed on May 21, 1999. This application is also related to USSN 09/801,563, entitled "NIMR Compositions and Their Methods of Use," filed on March 8, 2001. The entire contents of these applications are hereby incorporated herein by reference.

Background

Most antibiotics currently used and in development to treat bacterial infections impose selective pressure on microorganisms and have led to the development of widespread antibiotic resistance. Therefore, the development of an alternative approach to treating and/or preventing microbial infections would be of great benefit.



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Atty Docket No.: PAZ-190

Inventor: Michael N. Alekshun, et al.

Application No.: NEW APPLICATION

Filing Date: Concurrently Herewith

Title: METHODS FOR PREVENTING AND TREATING MICROBIAL INFECTIONS BY MODULATING TRANSCRIPTION FACTORS

Documents Filed:

Specification (140 pages, including 133 pages specification, 6 pages claims, and 1 page abstract)
Drawings (14 sheets)

Statement Pursuant to 37 CFR 1.821(f) (2 page)

Fee Transmittal (1 page)

Nucleotide and/or Amino Acid Sequence Submission on CRF

Charge \$2,316.00 to deposit account 12-0080

Specification Sequence Listing on paper (7 pages)

Utility Patent Application Transmittal (1 page)

Application Data Sheet (3 pages)

16000 U.S. PTO

10/602562



06/24/03

Via: Express Mail: Airbill No. EV 355386468 US

Sender's Initials: MEW/JMS

Date: June 24, 2003

